

COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Corrections, Criminal, and Civil Matters, to which was referred House Bill No. 1182, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 1, line 10, delete "a detention" and insert "**the following:**
- 2 **(1) Arrest.**
- 3 **(2) Custody following surrender in lieu of arrest.**
- 4 **(3) Detention in a penal facility.**
- 5 **(4) Detention for extradition or deportation.**
- 6 **(5) Custody for purposes incident to any of the above,**
- 7 **including transportation, medical diagnosis or treatment,**
- 8 **court appearances, work, or recreation.**
- 9 **The term does not include supervision of a person on probation or**
- 10 **parole or constraint incidental to release with or without bail."**
- 11 Page 1, delete lines 11 through 12.
- 12 Page 2, line 32, delete "a detention" and insert "**the following:**
- 13 **(1) Arrest.**
- 14 **(2) Custody following surrender in lieu of arrest.**
- 15 **(3) Detention in a penal facility.**
- 16 **(4) Detention for extradition or deportation.**
- 17 **(5) Custody for purposes incident to any of the above,**
- 18 **including transportation, medical diagnosis or treatment,**
- 19 **court appearances, work, or recreation.**
- 20 **The term does not include supervision of a person on probation or**
- 21 **parole or constraint incidental to release with or without bail."**

- 1 Page 2, delete lines 33 through 34.
 - 2 Page 3, line 1, after "person." insert "**This subsection does not**
 - 3 **prohibit a court from releasing a person on the person's own**
 - 4 **recognizance.**".
- (Reference is to HB 1182 as reprinted February 24, 2009.)

and when so amended that said bill do pass.

Committee Vote: Yeas 11, Nays 0.

Steele

Chairperson